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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Proceeding	91228145
Party	Defendant Tinkerine Studios Ltd.
Correspondence Address	TODD A RATTRAY OYEN WIGGS GREEN & MUTALA LLP 601 WEST CORDOVA STREET, SUITE 480 - THE STATION VANCOUVER, BC V6B1G1 CANADA TARdocket@patentable.com
Submission	Answer
Filer's Name	Wendy K. Marsh
Filer's e-mail	wkmarsh@nyemaster.com
Signature	/wendy k. marsh/
Date	07/08/2016
Attachments	Tinkerine Answer.pdf(80916 bytes)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

AUTODESK, INC.,

Opposer,

v.

TINKERINE STUDIOS LTD.,

Applicant.

Opposition No: 91228145

In the matter of: Application No. 86/579,700

Mark: TINKERINE

Published in the Official Gazette on:

January 26, 2016

APPLICANT'S ANSWER TO NOTICE OF OPPOSITION

Applicant, Tinkerine Studios Ltd. ("Applicant") hereby answers the Notice of Opposition filed by Opposer, Autodesk, Inc. ("Opposer").

With respect to the unnumbered paragraph of the Notice, Applicant responds as follows:

- 1. Admitted.
- 2. Denied that U.S. Trademark Application Serial No. 86/517,296 for "TINKERCAD" is a prior pending application. Applicant is without sufficient knowledge as to whether Exhibit A constitutes true and correct copies of the Application documents and on that basis denies the allegation in this respect.
- 3. Applicant is without sufficient knowledge as to whether Exhibit B constitutes a true and correct copy of the Registration Certificate for U.S. Trademark Registration Number 4,899,471 and on that basis denies the allegation in this respect.

- 4. Applicant is without sufficient knowledge as to the allegations of paragraph 4, and on that basis denies the allegations.
- 5. Applicant is without sufficient knowledge as to the allegations of paragraph 5, and on that basis denies the allegations.
- 6. Applicant is without sufficient knowledge as to the allegations of paragraph 6, and on that basis denies the allegations.
 - 7. Denied.
 - 8. Denied.
 - 9. Denied.
 - 10. Denied.
- 11. Admitted that registration of Application Serial No. 86/579,700 for TINKERINE by Applicant would presumptively entitle it to *prima facie* exclusive ownership and rights to the mark TINKERINE. Otherwise denied.

Applicant denies that Opposer is being damaged or injured by Applicant's mark or its usage by Applicant. Applicant further denies that Opposer is likely to be damaged by registration of Applicant's mark and that such registration would be in derogation of Opposer's alleged rights. Applicant further denies that Opposer has any valid ground for opposing registration of Applicant's Application Serial No. 86/579,700.

Respectfully submitted,

Wendy K. Marsh

NYEMASTER GOODE, P.C. 700 Walnut Street, Suite 1600 Des Moines, Iowa 50309

Telephone: (515) 645-5502 Facsimile: (515) 283-8045

Email: wkmarsh@nyemaster.com

ATTORNEYS FOR APPLICANT

CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing Applicant's Answer to Notice of Opposition was served on this 8th day of July, 2016, by first class mail, addressed to Opposer's attorney of record David E. Sipiora, Kilpatrick Townsend & Stockton LLP, 1400 Wewatta Street, Suite 600, Denver, CO 80202.